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ASSOCIATION OF APARTMENT
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IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF HAWAI'I

GREAT AMERICAN INSURANCE
COMPANY,

Plaintiff,

vs.

ASSOCIATION OF APARTMENT
OWNERS OF LAHAINA
RESIDENTIAL CONDOMINIUM;
QUAM PROPERTIES HAWAII, INC.,

Defendants.

CIV. NO. 1:24-CV-00075-JAO-BMK

**DEFENDANT ASSOCIATION OF
APARTMENT OWNERS OF
LAHAINA RESIDENTIAL
CONDOMINIUM'S MOTION TO
DISMISS OR, IN THE
ALTERNATIVE, TO STAY THIS
PROCEEDING; MEMORANDUM
IN SUPPORT OF MOTION;
DECLARATION OF TRISTAN S.D.
ANDRES; EXHIBITS "A" – "C";
CERTIFICATE OF SERVICE**

**DEFENDANT ASSOCIATION OF APARTMENT OWNERS OF LAHAINA
RESIDENTIAL CONDOMINIUM’S MOTION TO DISMISS OR, IN THE
ALTERNATIVE, TO STAY THIS PROCEEDING**

Defendant ASSOCIATION OF APARTMENT OWNERS OF LAHAINA RESIDENTIAL CONDOMINIUM (“Defendant” or “AOAO LR”), hereby moves this Court for an order declining jurisdiction and dismissing Plaintiff GREAT AMERICAN INSURANCE COMPANY’S (“Plaintiff’s” or “GAIC’s”) Complaint for Declaratory Relief (the “Complaint”), or in the alternative, staying this proceeding.

This motion is made pursuant to 28 U.S.C. § 2201 and Federal Rules of Civil Procedure Rule 7, and LR 7.1 and 7.4, and is based upon the attached memorandum, the declaration and exhibits attached thereto, the records and files herein, as well as such other oral and written material and argument as may be allowed by the Court. This motion is made following the conference of counsel pursuant to LR7.8, which took place on May 31, 2024.

DATED: Honolulu, Hawai‘i, June 20, 2024.

/s/ Tristan S.D. Andres

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